



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/802,461	03/16/2004	Robert Diaz	2504098-991100

29585

GRAY CARY WARE & FREIDENRICH LLP  
153 TOWNSEND  
SUITE 800  
SAN FRANCISCO, CA 94107

RECEIVED

JUN 07 2004

GRAY CARY  
WARE & FREIDENRICH

CONFIRMATION NO. 4011

FORMALITIES LETTER



\*OC000000012829824\*

Date Mailed: 06/01/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/30/2004 GWKDDF1 00000022 071896 10802461 FILED UNDER 37 CFR 1.53(b)

01 FC:2051 65.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice MUST be returned with the reply.*

N. Mohammed

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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**GRAYCARY**

153 Townsend Street, Suite 800  
San Francisco, CA 94107-1907  
www.graycary.com

OJ 415-836-2500  
PJ 415-836-2501

**FAX TRANSMISSION COVER SHEET****July 29, 2004**To:Telephone:Fax Number:

**Attn.: Missing Parts  
United States Patent and Trademark  
Office**

**(703) 746-4060**

**From: Nan Wu  
415-836-2531**

**Client-Mat er Number: 2504098-991100**

**Re: U.S. Patent Application No. 10/802,461**

**Group Art Unit: 3643**

**Confirmation No. 4011**

**Pages: - 14 - (including this form)      Originals: ☐ will be mailed ☐ will not be mailed**

**If there is a problem with this transmission, please call (415) \_\_\_\_\_**

**Fax Operator/Ext. \_\_\_\_\_**

**Message:**

**Please see attached for filing in the above-identified U.S. patent application**

RECEIVED  
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This communication is ONLY for the person named above. Unless otherwise indicated, it contains information that is confidential, privileged or exempt from disclosure under applicable law. If you are not the person named above, or responsible for delivering it to that person, be aware that disclosure, copying, distribution or use of this communication is strictly PROHIBITED. If you have received it in error, or are uncertain as to its proper handling, please immediately notify us by collect telephone and mail the original to us at the above address. Thank you.

(Form Rev. 6/5/00)

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Gray Cary\SF\3103092.1  
2504098-991100



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PTO/SB/21 (09-03)  
Approved for use through 07/31/2008. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	10/802,461
		Filing Date	March 16, 2004
		First Name Inventor	Robert Diaz
		Art Unit	3643
		Examiner Name	Unknown
Total Number of Pages In This Submission	13	Attorney Docket Number	2504098-991100

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Paper(s) <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Copy of original notice 2. Power of Attorney 3. Facsimile Transmission
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Attn: Nan Wu (Reg. No. 43,360) Gray Cary Ware & Freidenreich LLP 153 Townsend Street, Suite 600, San Francisco, CA 94107
Signature	<i>[Handwritten Signature]</i>
Date	7/29/04

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Typed or printed name	Ta-Tanisha L. Moore	Date	July 29, 2004
Signature	<i>[Handwritten Signature]</i>		

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, 153 Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

JUL 29 2004

PTO/SB/17 (10-03)

Approved for use through 07/31/2008, OMB 0851-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL  
for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$65.00

**Complete if Known**

Application Number	10/802,461
Filing Date	March 16, 2004
First Name Inventor	Robert Diaz
Examiner Name	Unknown
Art Unit	3643
Attorney Docket No.	2504098-991100

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☐ Deposit Account

Deposit Account Number

07-1896

Deposit Account Name

Gray Cary Ware &amp; Freidenrich

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	180	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

**2. EXTRA CLAIM FEES FOR UTILITY AND**

Extra Claims		Fee from below		Fee Paid
Total Claims				
Independent Claims	-20** = 0	X		0.00
Multiple Dependent	-3** = 0	X		0.00

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) \$0.00

\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	65.00
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	65	Non - English specification	
1812	2,520	1812	1,260	For filing a request for ex parte reexamination	
1804	820*	1804	410*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	920*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	850	2253	425	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	2451	755	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1480	130	2480	65	Petitions to the Commissioner	
1807	50	2807	25	Processing fee under 37 CFR § 1.17(q)	
1806	180	2806	90	Submission of Information Disclosure Statement	
8021	40	2801	20	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	2802	450	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) \$65.00

**SUBMITTED BY**

Name (Print/Type)

Ron Wu

Registration No.  
(Attorney/Agent)

43,360

**Complete (if applicable)**

Telephone

(415) 836-2500

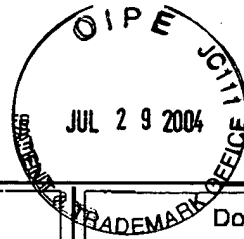
Signature

Date

7/29/04

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22314-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22314-1450.


**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
2504098-991100

In Re Application Of: Robert Diaz

Serial No.  
10/802,461

Filing Date  
March 16, 2004

Examiner  
Unknown

Group Art Unit  
3643

Invention: BASE FOR EQUESTRIAN JUMP STANDARD

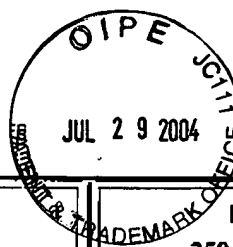
Mail Stop Missing Parts
TO THE COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
June 1, 2004  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ \_\_\_\_\_ verified small entity declaration(s)
- ☐ is/are attached.
- ☐ was/were filed on \_\_\_\_\_
- ☐ A separate request for refund.
- ☒ Other (list):

1. Transmittal Form
2. Fee Transmittal Form (x2)
3. Power of Attorney
4. Certificate of Transmission

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**Docket No.  
2504098-991100

In Re Application Of: Robert Diaz

Serial No.  
10/802,461Filing Date  
March 16, 2004Examiner  
UnknownGroup Art Unit  
3643

Invention: BASE FOR EQUESTRIAN JUMP STANDARD

TO THE COMMISSIONER FOR PATENTS:Mail Stop Missing Parts

The fee of \$65.00 is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 07-1896.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 07-1896.

Signature

Dated:

Nan Wu (Reg. No. 43,360)  
Gray Cary Ware & Freidenrich LLP  
153 Townsend Street, Suite 800  
San Francisco, CA 94107

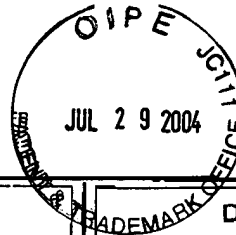
I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

See Facsimile Transmittal Letter

Typed or Printed Name of Person Mailing Correspondence

CC:

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**Docket No.  
2504098-991100

In Re Application Of: Robert Diaz

Serial No.  
10/802,461Filing Date  
March 16, 2004Examiner  
UnknownGroup Art Unit  
3643

Invention: BASE FOR EQUESTRIAN JUMP STANDARD

**TO THE COMMISSIONER FOR PATENTS:****Mail Stop Missing Parts**☒ Completion of application fees as calculated below:☐ Utility application filing fee \_\_\_\_\_☐ Design application filing fee \_\_\_\_\_☐ Total number of independent claims = \_\_\_\_\_☐ Total number of claims = \_\_\_\_\_☐ Multiple dependent claims \_\_\_\_\_☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**☐ Petition and fee for filing by other than all the inventors or a person not the inventor \_\_\_\_\_☐ Fee for processing an application filed with a non-English language specification \_\_\_\_\_☐ Fee for processing and retention of application \_\_\_\_\_Total completion of application fees **\$65.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five monthsfrom: \_\_\_\_\_ until: \_\_\_\_\_  
Date Date

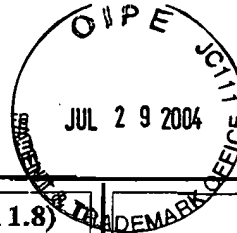
Total time extension fees \_\_\_\_\_

Total fees due **\$65.00**



JUL 29 2004

009

**CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**

Applicant(s): Robert Diaz

Docket No.

2504098-991100

Serial No.

10/802,461

Filing Date

March 16, 2004

Examiner

Unknown

Group Art Unit

3643

Invention: BASE FOR EQUESTRIAN JUMP STANDARD

I hereby certify that this Response to Notice to File Missing Parts of Application Filing Date Granted  
(Identify type of correspondence)

is being facsimile transmitted to the United States Patent and Trade mark Office (Fax. No. (703) 746-4060)

on

July 29, 2004  
(Date)

Ta-Tanisha L. Moore

(Typed or Printed Name of Person Signing Certificate)

(Signature)

Note: Each paper must have its own certificate of mailing.

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P18/REV01